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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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10/711,255

09/04/2004

Stanley Charles Antosh

41260.008

5254

21907 7590 08/08/2008

ROZSA LAW GROUP LC
18757 BURBANK BOULEVARD
SUITE 220
TARZANA, CA 91356-3346

EXAMINER

KUDLA, JOSEPH S

ART UNIT

PAPER NUMBER

1611

MAIL DATE

DELIVERY MODE

08/08/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
| 10711255 | 9/4/2004 | ANTOSH ET AL. | 41260.008 |

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EXAMINER

JOSEPH S.. KUDLA

| ART UNIT | PAPER |
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| 1611 | 20080804 |
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DATE MAILED:

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Commissioner for Patents

The reply filed on 7/11/08 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

Applicant failed to elect a single creatine analog as required in the restriction/election of species correspondence mailed 1/17/08. Applicant is required to elect a creatine analog (e.g., cyclocreatine) as was specified on page 5 of the 1/17/08 restriction correspondence. Applicant is cautioned that the election of a species of compound which has not specifically been disclosed as filed may be determined to be New Matter.

See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joseph S. Kudla whose telephone number is (571) 270-3288. The examiner can normally be reached on 9am - 5pm EST. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sharmila Landau, can be reached on (571) 272-0614. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Sharmila Gollamudi Landau/
Supervisory Patent Examiner, Art Unit 1611

/Joseph S. Kudla/
Examiner, Art Unit 1611
August 4, 2008